UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

TROOPER 1,

Plaintiff,

-against-

NEW YORK STATE POLICE, ANDREW CUOMO, MELISSA DEROSA, and RICHARD AZZOPARDI,

Defendants.

Index No. 22-cv-00893 (LDH) (TAM)

PLEASE TAKE NOTICE that, on the accompanying declaration of Zoe Salzman, Esq., dated September 21, 2023; the exhibit annexed thereto; and the accompanying memorandum of law, non-party witness Kaitlin will move this Court at 225 Cadman Plaza East, Brooklyn, NY, for an order, pursuant to Federal Rules of Civil Procedure 26 and 45, to quash, or protect non-party witness Kaitlin from, Defendant's subpoenas.

PLEASE TAKE FURTHER NOTICE that Defendant's opposition papers are due September 28, 2023, and non-party witness Kaitlin's reply is due on October 5, 2023, as ordered by this Court on September 7, 2023.

Dated: September 21, 2023 New York, New York

> EMERY CELLI BRINCKERHOFF ABADY WARD & MAAZEL LLP

> > /s/

Zoe Salzman Nicholas Bourland 600 Fifth Avenue, 10th Floor New York, New York 10020 (212) 763-5000 Attorneys for Non-Party Kaitlin